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PATENTS

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Kwang Koo Jee

Serial No: 10/047,136

Filed: January 15, 2002

For: JOINING METHOD FOR  
FRAME OF SPECTACLES



Examiner: UNASSIGNED

Art Unit: UNASSIGNED

Docket: 15220

Dated: April 10, 2002

Assistant Commissioner for Patents  
United States Patent and Trademark Office  
Washington, D.C. 20231

**RESPONSE TO NOTICE OF OMITTED ITEM(S) IN A  
NONPROVISIONAL APPLICATION AND REQUEST TO CORRECT  
DRAWINGS**

Sir:

This is a Petition pursuant to 37 C.F.R. §1.182 in reply to the Notice Of Omitted Item(s) In A Nonprovisional Application dated February 12, 2002. In said Notice, it is stated that it appears from the subject application filed on January 15, 2002 that "Figure(s) 5A, 5B, 5C, and 5D described in the specification" have been omitted.

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on April 10, 2002.

Dated: April 10, 2002

  
Mishelle Mustafa

10047136-043502

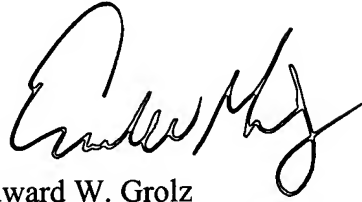
It is respectfully submitted that no figures have been omitted from the originally filed specification. Instead, the specification has merely incorrectly referred to said filed drawings. More specifically, the specification as filed refers to a Figures 4, as well as to Figures 5A, 5B, 5C and 5D. The originally filed drawings included, inter alia, Figures 4A, 4B, 4C and 4D, as well as a Figure 5. From the description of these Figures found throughout the specification, it will be quite evident to the reader that the description of Figures 5A through 5D actually relate to Figures 4A through 4D and that Figure 4 described in the specification actually relates to filed Figure 5.

Accordingly, being submitted concurrently herewith is a Request For Correction of Filed Drawings. Submitted therewith are replacement sheets 4 and 5 of the drawings which are to replace originally filed drawings sheets 4 and 5, respectively. Also, enclosed is a copy of the originally filed drawing sheets 4 and 5 with the proposed amendments shown in red. As the corrections to be made are obvious in light of the specification and its description of the drawings, it is respectfully requested that the proposed changes be entered and the original filing date of January 15, 2002 be maintained for all parts of the subject application.

As is required, a Petition fee of \$130.00 (37 C.F.R. §1.17(h)) accompanies this submission. It is respectfully requested that this Petition fee be refunded as the alleged omitted items were actually received by the USPTO with the originally filed papers, albeit they were incorrectly identified.

Finally, a copy of the Notice Of Omitted Item(s) is attached hereto. It is respectfully submitted that this submission is believed to be timely and in compliance with the rules.

Respectfully submitted,



Edward W. Grolz

Registration No.: 33,705

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Garden City, New York 11530  
(516) 742-4343

EWG/nd

10047136-041502



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/047,136	01/15/2002	Kwang Koo Jee	15220

Scully, Scott, Murphy & Presser  
400 Garden City Plaza  
Garden City, NY 11530



CONFIRMATION NO. 4241

## FORMALITIES LETTER



\*OC000000007465372\*

Date Mailed: 02/12/2002

## NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

- Figure(s) 5A, 5B, 5C, and 5D described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (i.e., the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

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*A copy of this notice MUST be returned with the reply.*

*Karla Quintus*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

10047136-041502  
20540-9514001

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**PATENTS**

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United States Patent and Trademark Office  
Washington, D.C. 20231

**REQUEST TO CORRECT DRAWINGS**

Sir:

Having received a Notice Of Omitted Item(s) in respect to the above-identified application, it has come to applicant's attention that originally filed Figures 4A through 4D and Figure 5 were incorrectly identified. As is evident from the description which accompanied the filed drawings, it is obvious that Figures 4A through 4D as filed should have been identified as Figures 5A through 5D, and originally filed Figure 5 should have been identified as Figure 4.

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Dated: April 10, 2002

  
Mishelle Mustafa

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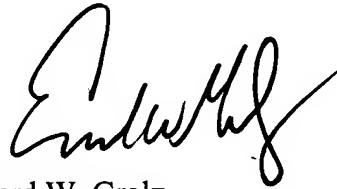
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Attached hereto are replacement sheets 4 and 5 with the corrections made therein.

Also attached, are copies of the originally filed drawing pages 4 and 5 with the corrections made thereto shown in red ink.

It is respectfully submitted that these corrections are of an obvious nature and that no new matter has been introduced by way thereof. Accordingly, it is respectfully requested that the drawing corrections being submitted herewith be accepted and the filing date of the subject application be maintained with the date of filing of the original papers, i.e. January 15, 2002.

Respectfully submitted,



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